

ATTORNEY DOCKET NO.
067439.0119

SERIAL NO.
09/865,470

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Frederick L. Ross
U.S. Patent Serial No.: 09/865,470
Filing Date: May 24, 2001
Examiner: Maria T. Thein
Group No.: 3625
Confirmation No.: 2938
Title: **LOCAL RETURNS OF REMOTELY
PURCHASED MERCHANDISE WITH RETURN
CODE VALIDATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.


Signature

Date: 2/28/05

**SECOND REQUEST FOR CONSIDERATION OF INFORMATION
DISCLOSURE STATEMENTS TIMELY FILED**

For reasons set forth below, it is respectfully requested that the PTO file for this **application be promptly forwarded to Examiner Maria T. Thein**, for confirmation that the references listed on PTO-1449 attached to the Information Disclosure Statements filed November 12, 2003 and June 25, 2004 have been considered.


On November 12, 2003 and June 25, 2004 Applicant filed Information Disclosure Statements (IDS) with PTO-1449 form (three (3) pages each) attached, listing the references submitted for consideration. Copies of the cited references were also included. The
DAL01:840322.1

Information Disclosure Statements were received at the U.S. Patent and Trademark Office on November 12, 2003 and June 25, 2004 as shown on the returned, date-stamped postcards, copies of which are attached. For the convenience of the Examiner, copies of the Information Disclosure Statements and the cited references filed November 12, 2003 and June 25, 2004 are enclosed.

A Final Office Action for this application was mailed on February 10, 2005. However, Examiner Maria T. Thein has not returned copies of the PTO-1449 forms indicating consideration of the references cited in the Information Disclosure Statements filed November 12, 2003 and June 25, 2004.

Accordingly, **Applicant hereby requests confirmations of consideration of the previously filed Information Disclosure Statements.** Examiner Maria T. Thein is requested to initial the references listed on the PTO-1449 forms to show that they were appropriately considered during examination of this Application. The Commissioner is hereby authorized to credit any overpayment, or to charge any additional fee required by this paper, to Deposit Account No. 02-0384 of Baker Botts L.L.P.

BAKER BOTTS L.L.P.
Attorneys for Applicant



Kevin J. Meek
Reg. No. 33,738

2001 Ross Avenue, Suite 600
Dallas, Texas 75201-2980
(214) 953-6680

Enclosures: Copies of IDS(s) filed November 12, 2003 and June 25, 2004
with Form PTO-1449 and copies of the cited references;
Copy of acknowledgment post cards showing
date stamps of November 12, 2003 and June 25, 2004.

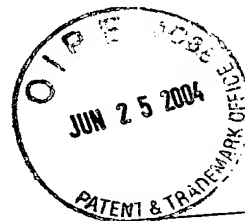
The "Received" stamp of the Patent and Trademark Office imprinted hereon acknowledges the filing of:

- | | |
|---|--|
| <input type="checkbox"/> Application - Spec., Claims, Abstract (___ Page(s)) | <input type="checkbox"/> Verified Statement (___ Page(s)) |
| <input type="checkbox"/> CIP <input type="checkbox"/> Conv. Prov. <input type="checkbox"/> Div. | <input type="checkbox"/> ___ Mo. Extension of Time (___ Page(s)) |
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| Declaration(s)/Power(s) of Attorney (___ Page(s)) | <input type="checkbox"/> Check No. ___ Amt.: \$ |
| <input type="checkbox"/> Executed <input type="checkbox"/> Unexecuted | <input type="checkbox"/> Check No. ___ Amt.: \$ |
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| <input checked="" type="checkbox"/> w/Ref | |
| <input type="checkbox"/> Non-Publication Request (___ Page(s)) | |

Inventor(s): Frederick L. Ross	Serial No.: 09/865,470
Title: Local Returns of Remotely Purchased Merchandise with Return Code Validation	
Client/Applicant: Newgistics, Inc.	BB File No.: 067439.0119

Mailed: 6/20/04	Certificate of Mailing
Due: 09/01/04	<input checked="" type="checkbox"/> Express Mail Rcpt. No.: EV352389765US
Atty./Secy.: W. J. P. adl	<input type="checkbox"/> First Class Mail
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Frederick L. Ross
Application Serial No.: 09/865,470
Date Filed: May 24, 2001
Group Art Unit: 3625
Examiner: Geoffrey R. Akers
Title: ***Local Returns of Remotely Purchased Merchandise
with Return Code Validation***

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Jay Howard

6/25/04

Date

Dear Sir:


INFORMATION DISCLOSURE STATEMENT

Applicant respectfully requests, pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified application. Copies of the references are enclosed for the convenience of the Examiner. Furthermore, pursuant to 37 C.F.R. §§1.97.(g) and (h), no representation is made that these references are material to the patentability of the present application.

Applicant believes that no fee is due at this time, however, the Commissioner is hereby authorized to charge any additional fees or credit any overpayments to Deposit Account No. 50-2148 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicant


Brian A. Dietzel
Reg. No. 44,656

Date: 06.23.2004

Correspondence Address:

Customer No. **31625**

512.322.2674
512.322.8307 (Fax)

PTO-1449

Application No.

Applicant(s)

09/865,470

Fredrick L. Ross

Docket Number

Group Art Unit

Filing Date

067439.0119

3625

May 24, 2001

**Information Disclosure Citation
in an Application**

U.S. PATENT DOCUMENTS

	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
A	2002/0010634	1/24/02	Roman et al.	705	26	12/8/00
B						
C						
D						
E						
F						
G						
H						
I						
J						
K						
L						
M						

FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
N							
O							
P							
Q							

NON-PATENT DOCUMENTS

	DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
R		
S		
T		
U		

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

ATTORNEY DOCKET
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PATENT
09/865,470



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Frederick L. Ross
Serial No.: 09/865,470
Date Filed: May 24, 2001
Group Art Unit: 3625
Examiner: Sabrina A. Chang
Title: LOCAL RETURNS OF REMOTELY
PURCHASED MERCHANDISE WITH
RETURN CODE VALIDATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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States Postal Service as Express
Mail No. EV352392645US addressed
to: Commissioner for Patents, P.
O. Box 1450, Alexandria, VA 22313-
1450, on the date shown below.


Jay Howard

11/12/03

Date

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Applicant respectfully requests, pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified application. A copy of the references is enclosed for the convenience of the Examiner. Furthermore, pursuant to 37 C.F.R. §§1.97(g) and (h), no representation is made that these references are material to the patentability of the present application.

ATTORNEY DOCKET
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PATENT
09/865,470

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Applicant believes no fees are due, however, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 50-2148 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicant



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Reg. No. 32,479

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Date: 11-11-03

PTO-1449

**Information Disclosure Citation
in an Application**

Application No.

09/865,470

Applicant(s)

Frederick L. Ross

Docket Number

067439.0119

Group Art Unit

3625

Filing Date

5/24/01

U.S. PATENT DOCUMENTS

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A	6616189	9/9/03	Raming	283	81	6/8/2001
	B	6536659	3/25/03	Hauser et al.	235	375	11/15/2000
	C	6547136 ✓	4/15/03	Sansone	235	385	11/27/2000
	D	2002/0095306	7/18/02	Smith et al.	705	1	9/28/2001
	E	2002/0032573	3/14/02	Williams, et al.	705	1	3/27/2001
	F	2002/0152093	10/17/02	Chalmers et al.	705	1	3/13/2002
	G	2002/0138356	9/26/02	Dutta et al.	705	26	3/26/2001
	H	2002/0032612	3/14/02	Williams, et al.	705	26	3/27/2001
	I	2003/0023496	1/30/03	De Mol Van Otterloo et al.	705	22	7/5/2002
	J	2001/0047315	11/29/01	Siegel	705	28	3/26/2001
	K	2001/0032147	10/18/01	Siegel	705	26	2/28/2001
	L						
	M						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	N							
	O							
	P							
	Q							

NON-PATENT DOCUMENTS

		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
	R	UPS Autumn 2002 Forum, "The Far East is not so far," 12259 UPS Forum. ENG/SPEC 4 pages	10/17/02
	S	U.S. Patent Application Serial No. 10/659,465 entitled "Method and System Using Return Labels with Dynamically Generated Multiple Datapoint Coding", filed by Edward J. Stashluk Jr. et al. on 9/10/03.	9/10/03
	T		
	U		

EXAMINER

DATE CONSIDERED

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Application - Spec., Claims, Abstract (___ Page(s)) <input type="checkbox"/> CIP <input type="checkbox"/> Conv. Prov. <input type="checkbox"/> Div. <input type="checkbox"/> Cont. <input type="checkbox"/> Provisional <input type="checkbox"/> Informal/Formal Drawing(s) (___ Page(s)) Declaration(s)/Power(s) of Attorney (___ Page(s)) <input type="checkbox"/> Executed <input type="checkbox"/> Unexecuted <input type="checkbox"/> Assignment w/ or w/o Cover Sheet (___ Page(s)) <input checked="" type="checkbox"/> IDS and PTO-1449 (<u>3</u> Page(s)) <input checked="" type="checkbox"/> w/Ref <input type="checkbox"/> Non-Publication Request (___ Page(s))		<input type="checkbox"/> Verified Statement (___ Page(s)) <input type="checkbox"/> ___ Mo. Extension of Time (___ Page(s)) <input type="checkbox"/> Amendment/Response (___ Page(s)) <input type="checkbox"/> Issue Fee Transmittal (___ Page(s)) <input type="checkbox"/> Check No. ___ Amt.: \$ <input type="checkbox"/> Check No. ___ Amt.: \$ <input type="checkbox"/> Other:	
Inventor(s): Frederick L. Ross		Serial No.: 09/865,470	
Title: Local Returns of Remotely Purchased Merchandise with Return Code Validation			
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